

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

VAN HORN, METZ & CO., INC.,

*Plaintiff,*

v.

PNC FINANCIAL SERVICES GROUP,  
INC.,

*Defendant.*

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CIVIL NO. 23-3596

**ORDER**

AND NOW, this 15th day of March 2024, upon consideration of Defendant's Motion to Dismiss (ECF No. 4), Plaintiff's Response in Opposition (ECF No. 5), and Defendant's Reply in Support of its Motion (ECF No. 7), it is **hereby ORDERED** that, for the reasons stated in the accompanying Memorandum, Defendant's Motion to Dismiss (ECF No. 4) is **GRANTED** and the Complaint is **DISMISSED WITHOUT PREJUDICE**.

If Plaintiff elects to amend its Complaint, it must do so **within thirty (30) days of the entry of this Order**, otherwise the case will be closed.

BY THE COURT:

/s/KAI N. SCOTT  
HON. KAI N. SCOTT  
United States District Court Judge